

TFE 1648

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ROSENTHAL et al.

Serial No.: 09/888,235

Filed: June 22, 2001

Confirmation No.: 8106

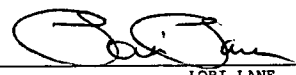
Atty. File No.: 42830-00234

For: "DELIVERY VEHICLE
COMPOSITION AND METHODS FOR
DELIVERING ANTIGENS AND OTHER
DRUGS"

) Group Art Unit: 1648

) Examiner: Li, Bao Q.

) **SUPPLEMENTAL INFORMATION**
) **DISCLOSURE STATEMENT**

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>April 6, 2006</u>.</p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE LLP</p> <p>BY:  LORI LANE</p>
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

Pursuant to the duty of disclosure under 37 C.F.R. §1.56, submitted herewith is a copy of the document identified on the enclosed PTO Form 1449, although it is not admitted that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission that any such document is prior art as to the above-identified patent application.

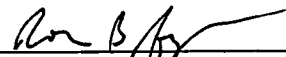
Also enclosed is a Statement Under 37 C.F.R. 1.97(e)(1). It is believed that no fees are due in connection with this communication, but if any fees are due in connection with this communication, please charge such to Deposit Account No. 50-1419.

ATTORNEY DOCKET NO. 42830-00234

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

Date: April 6, 2006

By: 

Ross E. Breyfogle

Registration No. 36,759

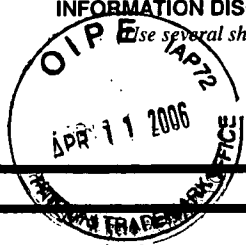
3151 South Vaughn Way, Suite 411

Aurora, Colorado 80014

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INFORMATION DISCLOSURE CITATION <small>(Use several sheets if necessary)</small>	Docket Number (optional) 42830-00234	Application Number 09/888,235
	Applicant(s) ROSENTHAL et al.	
	Filing Date June 22, 2001	Group Art Unit 1648



U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
/B.L./	1.	WO 00/07603	02/17/2000	WIPO	000000	000000		
/B.L./	2.	WO 98/29487	07/09/1998	WIPO	000000	000000		
/B.L./	3.	WO 97/00275	01/03/1997	WIPO	000000	000000		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

EXAMINER /Bao Li/	DATE CONSIDERED 11/08/2008
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
42830-00234

In Re Application Of: **ROSENTHAL et al.**

Application No.

09/888,235

Filing Date

June 22, 2001

Examiner

Li, Bao Q.

Customer No.

25231

Group Art Unit

1648

Confirmation No.

8106

Invention: **"DELIVERY VEHICLE COMPOSITION AND METHODS FOR DELIVERING ANTIGENS AND
OTHER DRUGS"**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

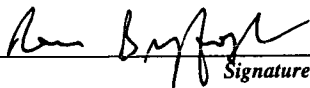
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.


Signature

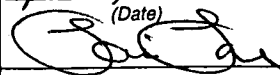
Dated: **April 6, 2006**

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Certificate of Mailing by First Class Mail

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

April 6, 2006
(Date)



Signature of Person Mailing Correspondence

Lori Lane

Typed or Printed Name of Person Mailing Correspondence

CC: